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Attorneys for Defendants  
CLARE E. CONNORS and  
AL CUMMINGS, in their official capacities

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

ANDREW TETER and  
JAMES GRELL,

Plaintiffs,

v.

CLARE E. CONNORS, in her  
Official Capacity as the Attorney  
General of the State of Hawaii, and  
AL CUMMINGS, in his Official  
Capacity as the State Sheriff Division  
Administrator,

Defendants.

Civil No. CV19-00183-ACK-WRP

DEFENDANTS CLARE E. CONNORS  
AND AL CUMMINGS', IN THEIR  
OFFICIAL CAPACITIES, CONCISE  
STATEMENT OF MATERIAL FACTS  
IN SUPPORT OF MOTION FOR  
SUMMARY JUDGMENT;  
DECLARATION OF RYAN M.  
AKAMINE; EXHIBITS "A"- "I";  
CERTIFICATE OF SERVICE

Judge: Honorable Alan C. Kay  
Trial: June 16, 2020 at 9:00 AM

**DEFENDANTS CLARE E. CONNORS AND AL CUMMINGS', IN THEIR  
OFFICIAL CAPACITIES, CONCISE STATEMENT OF MATERIAL FACTS IN  
SUPPORT OF MOTION FOR SUMMARY JUDGMENT**

Defendants CLARE E. CONNORS, in her official capacity as the Attorney General of the State of Hawaii, and AL CUMMINGS, in his official capacity as the State Sheriff Division Administrator, by and through their attorneys Clare E. Connors, Attorney General, and Caron M. Inagaki and Ryan M. Akamine, Deputy Attorneys General, pursuant to Local Rule 56.1, state that the material facts for this Court's determination of the issues presented on summary judgment are:

<u>FACTS</u>	<u>EVIDENTIARY SUPPORT</u>
1. Plaintiffs filed their complaint on April 10, 2019.	<i>See</i> ECF 1.
2. Butterfly knives are banned in Hawaii pursuant to state law. See H.R.S. § 134-53.	<i>See</i> ECF No. 1, paragraph 52.
3. Plaintiffs challenge the constitutional validity and enforcement of H.R.S. § 134-53.	<i>See</i> ECF 1.
4. Defendants deny that Plaintiffs' rights under the Second Amendment or 42 U.S.C. § 1983 are being violated, deny that Plaintiffs are entitled to preliminary and injunctive relief, and deny that Plaintiffs are entitled to a declaratory ruling by the court.	<i>See</i> ECF No. 17, paragraph 17.

5. Defendants deny that Plaintiffs are entitled to declaratory relief, or that there is a substantial likelihood that Plaintiffs will suffer irreparable injury in the future, and deny all remaining allegations contained therein.

*See ECF No. 17, paragraph 18.*

Dated: Honolulu, Hawaii, January 15, 2020.

STATE OF HAWAII

CLARE E. CONNORS  
Attorney General of Hawaii

/s/ Ryan M. Akamine  
CARON M. INAGAKI  
RYAN M. AKAMINE  
Deputy Attorneys General

Attorneys for Defendants  
CLARE E. CONNORS and  
AL CUMMINGS, in their official  
capacities